

Amendment No. 7 to HB1176

Mitchell  
Signature of Sponsor

**AMEND Senate Bill No. 1326**

**House Bill No. 1176\***

by adding the following as a new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 42-3-103, is amended by adding the following as a new subsection:

(e)

(1) Notwithstanding this section to the contrary:

(A) The board of commissioners of the authority in a municipality having a population of not less than twenty-three thousand five hundred fifty (23,550) nor more than twenty-three thousand five hundred sixty (23,560), a municipality having a population of not less than thirteen thousand one hundred fifty (13,150) nor more than thirteen thousand one hundred sixty (13,160), a municipality having a population of not less than twelve thousand seventy (12,070) nor more than twelve thousand eighty (12,080), or a municipality having a metropolitan form of government and having a population of not less than six hundred eighty-nine thousand four hundred (689,400) nor more than six hundred eighty-nine thousand five hundred (689,500), according to the 2020 federal census or a subsequent federal census, is vacated and reconstituted to consist of eight (8) commissioners as follows:

(i) Two (2) persons to be appointed by the speaker of the house of representatives;

(ii) Two (2) persons to be appointed by the speaker of the senate;

(iii) Two (2) persons to be appointed by the governor; and

(iv) Two (2) persons appointed by the mayor of the county having the metropolitan form of government;

(B) Persons appointed to the board must:

(i) Be residents of the county, or counties contiguous to the county, having the metropolitan form of government; and

(ii) Have no financial interest in an airport or its concessions at the time of the commissioner's appointment and during the commissioner's tenure on the board;

(C) In order to stagger the terms of the newly appointed board, initial appointments are made as follows:

(i) Commissioners appointed under subdivision

(e)(1)(A)(iii) serve initial terms that expire on June 30, 2025;

(ii) Commissioners appointed under subdivision

(e)(1)(A)(i) serve initial terms that expire on June 30, 2026;

(iii) Commissioners appointed under subdivision

(e)(1)(A)(ii) serve initial terms that expire on June 30, 2027; and

(iv) Commissioners appointed under subdivision

(e)(1)(A)(iv) serve initial terms that expire on June 30, 2028;

(D) Following the expiration of a commissioner's initial term, as prescribed in subdivision (e)(1)(C), all terms are four (4) years, to begin on July 1 and terminate on June 30, four (4) years thereafter;

(E) In making the appointments to the board, the appointing authorities shall strive to ensure that:

(i) The membership is representative of the geographic and demographic composition of the county or state;

(ii) At least one (1) commissioner is a female; and

(iii) Another commissioner is of a racial minority;

(F) In making the appointments to the board, the appointing authorities shall ensure that each commissioner is generally a person of excellent character and reputation and a person in good standing and reputation in one (1) of the following fields:

(i) Engineering, with a license to practice in the state and an active practice in such profession for the preceding five (5) years;

(ii) Law, with a license to practice before the highest court in this state for a period of not less than five (5) years;

(iii) Industry or commerce; and

(iv) Finance;

(G) A commissioner:

(i) Serves in such capacity until the expiration of the term to which the commissioner was appointed and until the commissioner's successor is duly appointed and qualified; and

(ii) May be removed by the commissioner's appointing authority with or without cause. A vacancy created by the removal of a commissioner is filled by the appointing authority in the same manner as the original appointment; and

(H) The authority is subject to all other provisions of this chapter to the extent otherwise applicable, except as provided by this section.